

SUPREME COURT OF THE STATE OF NEW YORK
Appellate Division, Fourth Judicial Department

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CA 08-01715

PRESENT: SCUDDER, P.J., HURLBUTT, CENTRA, GREEN, AND GORSKI, JJ.

CRYSTAL M. GONYOU AND SCOTT A. GONYOU,
PLAINTIFFS-RESPONDENTS,

V

ORDER

ROBERTA D. MCLAUGHLIN, ET AL., DEFENDANTS,
AND JUSTIN M. SANMARTIN, DEFENDANT-APPELLANT.

CRAMER, SMITH & LEACH, P.C., SYRACUSE (RALPH S. ALEXANDER OF COUNSEL),
FOR DEFENDANT-APPELLANT.

RIVETTE & RIVETTE, P.C., SYRACUSE (RYAN L. ABEL OF COUNSEL), FOR
PLAINTIFFS-RESPONDENTS.

Appeal from an order of the Supreme Court, Cayuga County (Mark H. Fandrich, A.J.), entered October 19, 2007 in a personal injury action. The order, insofar as appealed from, denied the motion of defendant Justin M. Sanmartin for summary judgment dismissing the complaint against him.

It is hereby ORDERED that the order so appealed from is unanimously affirmed without costs.

Entered: February 6, 2009

JoAnn M. Wahl
Clerk of the Court